

COUNCIL AGENDA, CITY OF COUNCIL BLUFFS, IOWA
REGULAR MEETING 04/27/2009 7:00 PM
COUNCIL CHAMBERS, 2ND FLOOR, CITY HALL
209 PEARL STREET

AGENDA

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. PROCLAMATION

- A. *"National Preservation Month"*
- B. *"Existing Industry Appreciation Week"*

4. CONSENT AGENDA

- A. Approval of agenda and tape recording of this proceeding to be incorporated into the official minutes
- B. Reading, correction and approval of minutes of the April 13, 2009 City Council meeting
- C. Resolution 09-119, directing the City Clerk to publish notice and set a Public Hearing for May 11, 2009 at 7:00 p.m. on the Plans, Specifications, Form of Contract and Cost Estimate for the So. 16th Street Sanitary Sewer Pipe Rehab. Project, FY10-08.
- D. Resolution 09-120, setting a Public Hearing for May 11, 2009 at 7:00 p.m. for the authorization of a Loan and Disbursement Agreement and the issuance of not to exceed \$5,500,000 Sewer Revenue Capital Loan Notes
- E. Resolution 09-125, intent to vacate the east north/south alley in Block 57, Railroad Addition and setting a Public Hearing for May 11, 2009 at 7:00 p.m.
- F. Resolution 09-126. directing the clerk to publish notice and setting a Public Hearing for May 11, 2009 at 7:00 p.m., on the Plans, Specifications, Form of Contract and Cost Estimate for the 29th Avenue Storm Water Pump Station Rehab., Project FY09-05D

5. PUBLIC HEARINGS

- A. Ordinance 6030, amending Chapter 15.03 "Definitions" of the Municipal Code by adding a new Section 15.03.685 "Wind energy conversion system (WECS)"
- B. Ordinance 6031, amending Chapters 15.05, 15.08A, 15.09, 15.10, 15.20, 15.21, and 15.22 of the Municipal Code to include Wind Energy Conversion System (WECS) as a conditional use

- C. Ordinance 6032, amending Chapter 15.24 "Supplemental use and Site Development Regulations" of the Municipal Code by adding a new Section 15.24.085, "Wind energy conversion system (WECS) regulations and minimum standards"
- D. Resolution 09-107, approving the Plans, Specifications, Form of Contract and Cost Estimate for the East Manawa Storm Sewer-Phase I. Project # FY09-05E.
- E. Resolution 09-108, approving the Plans, Specifications, form of Contract and Cost Estimate for the 2nd Avenue Pump Station/Trunk Sewer. Project # FY10-09.
- F. Resolution 09-109, approving the Plans, Specifications and Form of Contract for the Big Lake Phase I and II Improvements Project and authorizing the City Clerk to advertise for bids
- G. Resolution 09-110, authorizing disposal of City property legally described as Lot 6, Block 16, Bayliss and Palmer Addition and the west 33 feet of vacated North 18th Street

6. ORDINANCE ON FIRST READING

- A. ORDINANCE 6034, to amend Chapter 8.44 "Property Damage" of the 2005 Municipal Code of Council Bluffs, Iowa, by repealing Section 8.44.044 "Public parks - Prohibited acts" and enacting a new Section 8.44.044 "Public parks - Prohibited acts", to prohibit the sale of merchandise or services within city parks and on city recreation trails without prior written authorization

7. ORDINANCE ON SECOND READING - WAIVING THIRD CONSIDERATION

- A. Ordinance 6033, to amend Chapter 1.68 "Council Bluffs Airport Authority", by repealing Section 1.68.020 "Board" and enacting a new Section 1.68.020 "Board", to reduce the membership on the board from nine to seven

8. RESOLUTIONS

- A. Resolution 09-111, Resolution directing the advertisement for sale of \$7,165,000 General Obligation Bonds, Series 2009B, and approving electronic bidding procedures
- B. Resolution 09-113, authorizing the Mayor to execute an Order Accepting the Acknowledgement/ Settlement Agreement from Andrews Lounge, Inc., 1210 North 25th Street, Council Bluffs, Iowa, for a violation of Iowa Code Section 453A.2(1).
- C. Resolution 09-114, authorizing the Mayor and City Clerk to execute an agreement with IDOT for Federal Highway Stimulus Funds Agreement #ESL-1642(658)--7S-78 in connection with the So. 35th Street Restoration Project,

FY10-16.

- D. Resolution 09-115, authorizing the Mayor to adopt the Council Bluffs Pre-Diaster Mitigation Plan, MIS-09-001
- E. Resolution 09-116, authorizing the Mayor and City Clerk to execute an agreement with Fox Engineering for engineering services in connection with the Wastewater Treatment Plant Digester Complex Upgrade Project, FY10-18.
- F. Resolution 09-117, authorizing the Mayor and City Clerk to execute an agreement with Leazenby Construction for the Broadway Streetscape - Phase II, also called (Downtown Streetscape - Phase VIII - Broadway) Project, FY10-11A.
- G. Resolution 09-118, granting preliminary plan approval for a ten-lot residential subdivision to be known as 23rd Garden Place, SUB-09-002
- H. Resolution 09-112, authorizing Issuance of Notice to Redeem General Obligation Bonds in the amount of \$5,680,000 on July 1, 2009.
- I. Resolution 09-122, authorizing the Mayor to adopt the Economic Development Strategic Plan
- J. Resolution 09-123, authorizing the Mayor to execute the First Addendum to the Service Agreement between the City of Council Bluffs , Iowa and the Council Bluffs Area Chamber of Commerce d/b/a Pottawattamie County Growth Alliance
- K. Resolution 09-124, appointing Marcia Worden as Acting City Clerk
- L. Resolution 09-127, authorizing the Mayor and City Clerk to execute an agreement with "Contractors Name" for the So. 32nd Street Sanitary Sewer Improvements, Project FY10-05D
- M. Resolution 09-106, approving 28E agreement with Pottawattamie County for 911 services

9. RECEIVE AND FILE ITEMS

- A. IDOT - Letter of Information
- B. Two Notices of Claim
- C. One Notice of Right of Redemption
- D. List of Bills, March 31, 2009
- E. Cash balance statement, March 31, 2009
- F. One Offer to Buy, Debra Daniels

10. APPLICATIONS FOR PERMITS AND CANCELLATIONS

A. RENEWAL APPLICATIONS REGARDING LIQUOR/BEER/OUTDOOR SERVICE LICENSES:

1. Billy's 66, 2659 West Broadway
2. Council Bluffs Country Club, 4500 Piute Street
3. G's Amoco, 3540 West Broadway
4. Harrahs Council Bluffs Casino, One Harrah's Boulevard
5. Hooter's, 2901 23rd Avenue (Outdoor) May - September
6. Kitchen Emporium & Wine Shop, 1751 Madison Avenue
7. Mortensen's Supermarket, 810 16th Avenue
8. Regal Lanes, 15 State Street
9. Sugar's Restaurant & Lounge, 2725 East Kanessville Boulevard
10. Tish's Restaurant, 1207 South 35th Street
11. Vino's Lounge, 1501 Avenue A

RENEWAL LIQUOR LICENSE: (CONTINGENT ON DEPARTMENT APPROVAL)

1. T's Tavern, 2400 9th Avenue

NEW APPLICATION REGARDING LIQUOR LICENSE:

1. Sam's Italian Villa, 3312 West Broadway

B. SPECIAL EVENT PERMIT APPLICATIONS:

1. Celebrate CB!, Parade (May 16, 2009)
2. Blues AmusementsCarnival in conjunction with Celebrate CB! (May 14 - 16, 2009)

11. CITIZENS REQUEST TO BE HEARD

12. OTHER BUSINESS

13. ADJOURNMENT